

June 15, 2006

Federal Communications Commission
Office of the Secretary
445 12th St. SW
Room TW-A325
Washington, D.C. 20554

Request for Review

CC Docket No. 02.6 & Docket No. 96.45

Re: Schools & Libraries Division

Re: FRN1338985

Billed Entity No.: 106544 – Sequoia Elementary School

Appeal of Decision

On August 17, 2005 this FRN, for Internet Access for my school was denied. I have been using the same Internet Provider (Tulare County Office of Education) since the first year of E-Rate and have provided the same contracts every year for documentation. I recall no other correspondence requesting for more information. I was not called by anyone regarding the need for additional information.

- On October 10, 2005, I filed an appeal.
- On December 15, I received an "Appeal Approved – Funding Reduced" During the appeal process I received no requests for additional information.
- On January 11, 2006, I received a Revised FCDL with "As Yet Unfunded" and the category of Service was shown as "Internal Connections" instead of the original 471 Category of "Internet Access"
- On March 27, 2006, I wrote a letter asking why the Category was changed, as I hadn't heard of any funding decision. I also talked with Melissa (Case #21-398620) and she was unable to give me a reason why the category as changed.
- On April 4, 2006, I received another Revised FCDL with the status as "Not Funded."
- On April 28, 2006, I received a Decision on Appeal letter Denying the Appeal.

In correspondence, the SLD stated that they downgraded the service category from Internet Access to Internal Connections because they didn't have enough information to make a determination (although the contracts state clearly "Agreement for Internet Services" on the top of the form I provided for documentation.) and the provider (County Office of Education) has been the same for the last 8 years. Since I was arbitrarily downgraded from Internet Access to Internal Connections, and my discount percentage is only 70%, I received no approval for funding. Now I am on the hook for 100% of the Internet Access fees, which is substantial and my school cannot afford to pay. If this SLD policy continues, I will have to discontinue my ISP access through my county office and revert back to dial up connection, which is the opposite of the goals of the E-Rate program.

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